

PROCEEDINGS OF THE COMMON COUNCIL
IN Regular SESSION

February , 13th , 19 73

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

MADE A MATTER OF RECORD

ATE 2/13/73 CHARLES W. WESTERMAN, CITY CLERK

The Common Council of the City of Fort Wayne met in the Council Chambers

Tuesday evening February 13 A.D., 19 73 in Regular
Session. President Winfield C. Moses, Jr. in the chair, and Charles W. Westerman
Clerk, at the desk, present the following members viz:

Burns ☒ , Hinga ☒ , Kraus ☒ , Nuckols ☒
Moses ☒ , Donald Schmidt ☒ Vivian Schmidt ☒ Stier ☒
Talarico ☒ Absent ☐ , Councilman ☐

The invocation was given by Reverend Clyde Adams Union Baptist Church

Received report from the City Controller for the month of _____ 19 ____.

Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular January 23rd , 19 73 Session
having been delivered to the Council, were, on motion, approved as published.



THE CITY OF FORT WAYNE

office of the mayor

COMMUNICATION FROM THE MAYOR

January 24, 1973
To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, January 24, 1973, I have approved the following ordinances passed by the Common Council at its regular meeting on January 23, 1973.

(Bill No. A-72-12-58)
APPROPRIATION ORDINANCE NO. A-01-73

AN ORDINANCE hiring on a part time basis one Attorney and one part time Clerk for said Attorney for the Common Council for the City of Fort Wayne, Indiana.

(Bill No. S-73-01-04)
SPECIAL ORDINANCE NO. S-05-73

AN ORDINANCE approving a certain bid document with TENNANT COMPANY, for one (1) Hydraulic Power Sweeper with attachment.

(Bill No. R-73-01-12)
RESOLUTION NO. R-02-73

RESOLUTION authorizing payment for repairs to fence at 1730 South Lafayette Street.

(Bill No. R-73-01-13)
RESOLUTION NO. R-03-73

RESOLUTION authorizing payment for repairs to City-owned vehicle.

(Bill No. G-73-01-15)
GENERAL ORDINANCE NO. G-02-73

AN ORDINANCE amending Chapter 37 of the Municipal Code of the City of Fort Wayne and providing for certain changes in the Plumbing, Building, Heating, Ventilating and Air Conditioning and Housing Codes.

(Bill No. S-73-01-05)
SPECIAL ORDINANCE NO. S-06-73

AN ORDINANCE approving an Agreement with BERGOT, INC. for installation of a water line to serve properties in Hickory Grove Addition in connection with Water Contract.

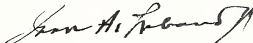
(Bill No. S-73-01-20)
SPECIAL ORDINANCE NO. S-07-73

AN ORDINANCE approving Agreement with HIPSKIND ASPHALT CORP. for construction of a sanitary sewer in the area of Trixholme Addition.

(Bill No. R-73-01-07)
RESOLUTION NO. R-04-73

RESOLUTION concerning administration and enforcement of types of codes and standards for design, construction, alteration, removal or demolition of buildings and structures by a single agency.

Respectfully submitted,



Ivan A. Lebamoff
Mayor

MADE A MATTER OF RECORD
DATE 2/13/73 CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

office of city plan commission

February 6, 1973

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

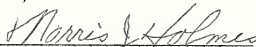
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-72-07-10

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of February, 1972


Morris J. Holmes
Secretary

MADE A MATTER OF RECORD
DATE 2/13/73 CHARLES W. WESTERMAN, CITY CLERK



City Plan Commission
City-County Building
One Main Street
Fort Wayne, Indiana

February 6, 1973

Gentlemen and Mrs. Schmidt

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held December 18, 1972. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

I. Bill No. Z-72-07-10

This ordinance was requested to be withdrawn by written request of the petitioner as attached to the ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

CITY PLAN COMMISSION



Gary F. Baeten
Administrative Assistant

GFB:pr
Att.

CC: Mayor Ivan Lebaroff

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 25, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-07-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 18, 1972; and,

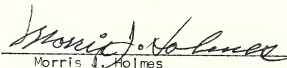
WHEREAS, a letter requesting withdrawal of the proposed ordinance has been filed with the City Plan Commission by the attorney representing the petitioner;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request of the attorney representing the petitioner;

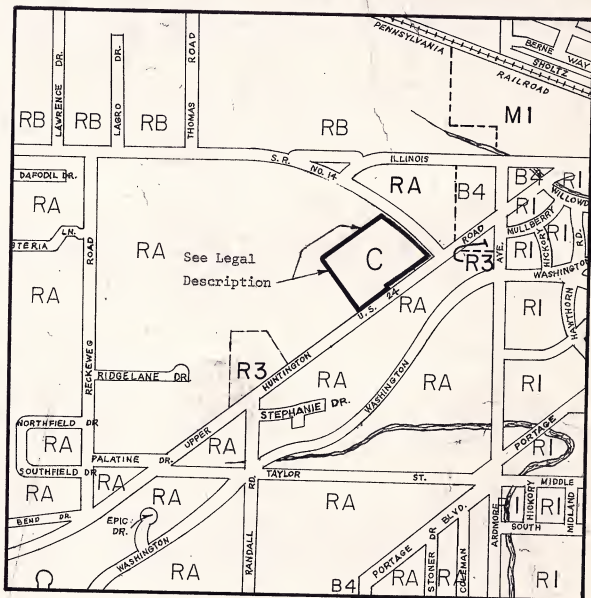
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting,

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 18, 1972.

Certified and signed this
6th day of February, 1973.

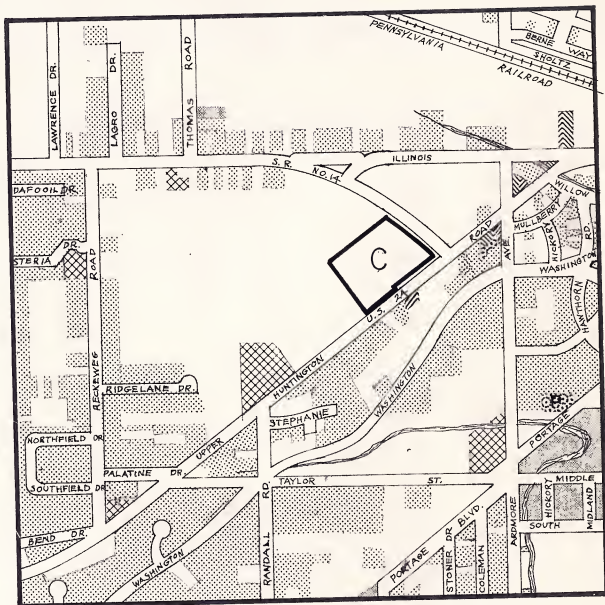

Morris J. Holmes
Secretary

2-72-07-10

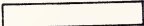







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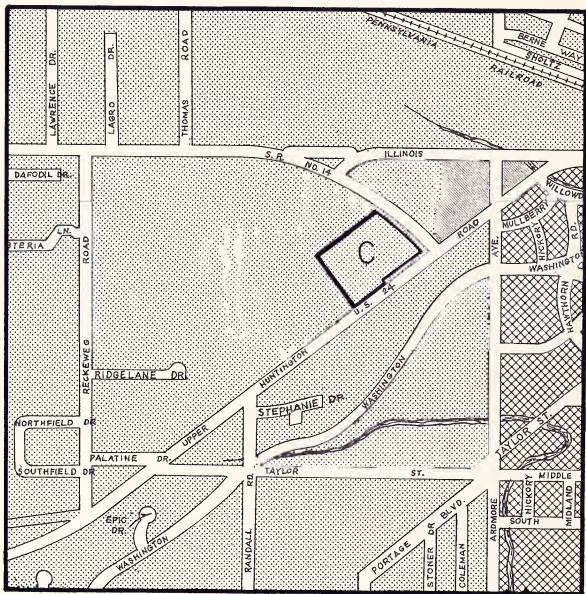
2-72-07-10



EXISTING LAND USE MAP

-  - VACANT LAND
-  - LOW DENSITY RESIDENTIAL
-  - HIGH DENSITY RESIDENTIAL
-  - RESIDENCE A
-  - ROADSIDE BUSINESS
-  - LIMITED BUSINESS B

L-72-07-10



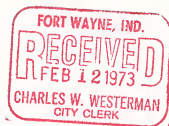
PROPOSED LAND USE MAP

L.D.R. LOW DENSITY RESIDENTIAL
COMM. COMMERCIAL



THE CITY OF FORT WAYNE

department of public safety



February 9, 1973

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 7-73/E, 8-73/D, & 9-73/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo
Director of Public Safety

MADE A MATTER OF RECORD
DATE 2/13/73 CHARLES W. WESTERMAN, CITY CLERK

507-

RETURN CERTIFICATE

(Regulatory Resolution No. 7-73 / E), 8-73/D, & 9-73/E

I hereby certify that I did this 9th day of February, 1973 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within ^{8-73/D & 9-73/E} Regulatory Resolution No. 7-73 / E, of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

J. Lawrence Riley, Jr.

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 7-73/E

(Adopted February 9, 19 73.)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to Stop Intersection

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated January 22, 19 73, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 9,

1973, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. STOP INTERSECTION

- | | | |
|-----------------------|----------|----------------|
| 1. Maple Grove Ave. | - Stop - | at Gaywood Dr. |
| 2. Capitol Ave. | - Stop - | at Gaywood Dr. |
| 3. Taber St. | - Stop - | at Webster St. |
| 4. Weissner Park Ave. | - Stop - | at Eckart St. |

REGULATORY RESOLUTION NO. 8-73 /D

(Adopted February 9, 19 73)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 of said chapter as so amended delegates to this Board authority to _____

Designate Preferential Intersection

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated January 22, 19 73 submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective February 9, 19 73 and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. PREFERENTIAL INTERSECTION

1. Camden Dr. - Preferential - at Stony Run Lane
2. Camden Dr. - Preferential - at English Lane
3. Birchwood Ave. - Preferential - at Pelician St.
4. Branning Ave. - Preferential - at Arlington Ave.

REGULATORY RESOLUTION NO. 9-73/E

(Adopted February 9, 19 73)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to renew & extend Regulatory Resolution 87-72/E

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated February 1, 19 73, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 9,

19 73, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. STOP INTERSECTION

1. Irene Ave. - stop - at Hensch St.

STATE OF INDIANA

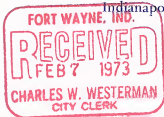


INDIANAPOLIS

INDIANA STATE HIGHWAY COMMISSION

100 North Senate Avenue
Indianapolis, Indiana 46204

Room 1101, State Office Building
317-633-5816



February 1, 1973

FILE: ROAD ABANDONMENT

SR 1, Section U-231
City of Fort Wayne
Commission resolution dated
December 21, 1972

City of Fort Wayne
City Hall
Fort Wayne, Indiana

Gentlemen:

This is to inform you that the INDIANA STATE HIGHWAY COMMISSION has abandoned a portion of SR 1, Section U-231, City of Fort Wayne, for a total distance of about 5.05 miles as follows:

SR 1, Section U-231

From: Station 1023+35 on SR 1 (Project 377)

To: The West R/W line of US 27 (Lafayette St.) at Rudisill
Blvd. (See Attached Resolution for further description.)

In accordance with Section 17 of the Indiana State Highway Law, enrolled Act #40, approved February 14, 1933, as amended under Chapter 238, approved March, 1935, Chapter 214, approved March, 1949, Chapter 44, approved March, 1957 and Chapter 294, approved March, 1965; that portion of SR 1, Section U-231, for a total distance of 5.05 miles, is being abandoned as a State Highway and is hereby turned back to the City of Fort Wayne, Indiana.

Very truly yours,

CHIEF HIGHWAY ENGINEER

RFK:cw

CC: Mr. Steinkamp
Mr. Bartlett
Mr. Gibson
Mr. Kramer

Mr. Ostermeyer
Mr. Winkler
Mr. Scott
Mr. Venable

Mr. Woods
Mr. Samuelson
Mr. L. R. Rush
Mr. H. Howell

Mr. J. Miller
File

CERTIFIED RETURN RECEIPT REQUESTED

MADE A MATTER OF RECORD
DATE 2/13/73 CHARLES W. WESTERMAN, CITY CLERK

R E S O L U T I O N

BE IT RESOLVED that the State of Indiana, by and through the State Highway Commission, does hereby designate as a State Highway, a portion of Paulding Road in the City of Fort Wayne, Allen County, Indiana, as follows:

S.R. 1, Section U-231 (new)

From: The West Jct. of Fairfield Avenue

To: The West Jct. of U.S. 27 (Lafayette St.)

WITNESS OUR HANDS AND THE SEAL OF THE STATE HIGHWAY COMMISSION

THIS 25 DAY OF January, 19 73.

BY

CHAIRMAN

Richard A. Boshring
James L. Humes

James E. Mulcher

Kenneth E. Dwyer

ATTEST:

SECRETARY

David L. Higgins

FORM FOR ABANDONMENT OF ROADS

INDIANA STATE HIGHWAY COMMISSION
DIVISION OF MAINTENANCE
Indianapolis, Indiana

State Road 1 City or ~~County~~ Fort Wayne

1. New Construction (if any)

This is to inform you that construction has been completed on
State Road No. _____ Section _____ Contract No. _____ Project No. _____

From: N/A

To: _____

The above portion of Road is now open to traffic.

2. Description of a portion of highway recommended to be abandoned to Fort Wayne City or ~~County~~

Road No. 1 Section U-231 *Contract No. _____ Project No. NRM FA-Proj. 377 C4 Proj. 399 Sec. A&C

Item Old S.R. 1 R-1853
Old Road, S-Line, Relocated County Road, Frontage Road, etc.

From: Station 1023 + 35 on S.R. 1 (Proj. 377) as shown on sheet 2 of the attached drawings.

To: the West Right-of-Way line of U.S. 27 at Rudisill Blvd. as shown on sheet 3.

*Contract No. covering portion to be abandoned.
This may differ from #1.

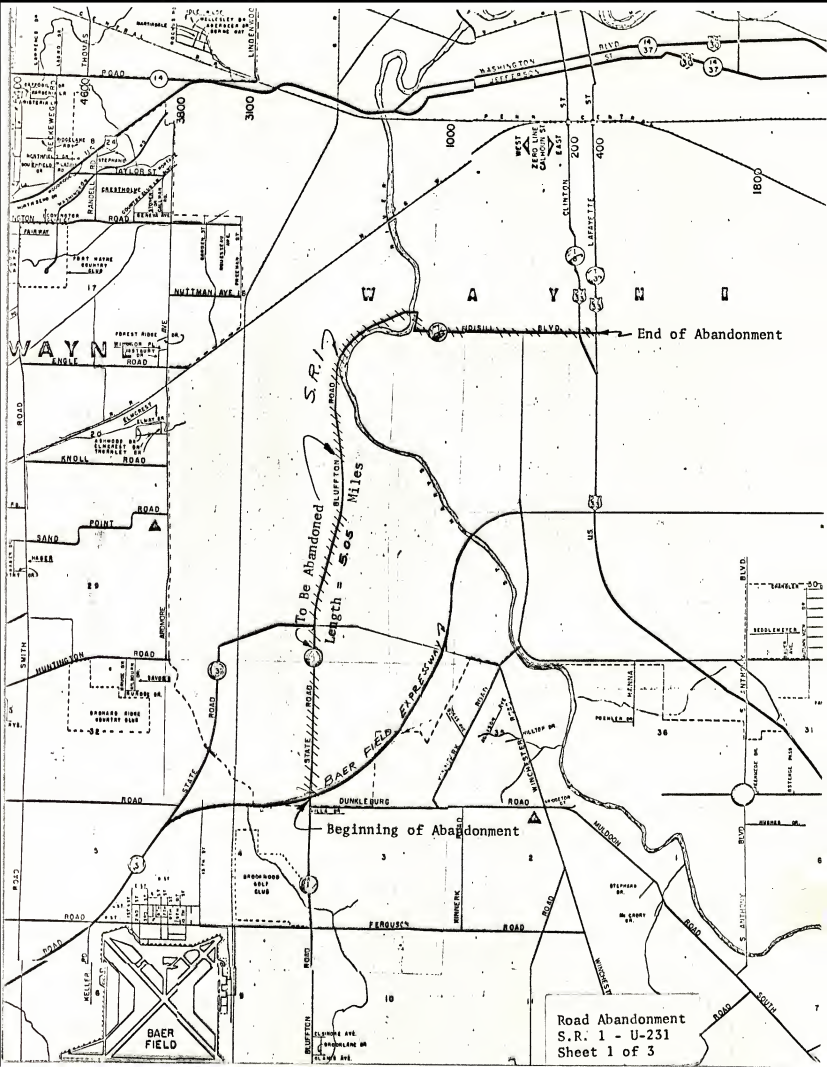
Length 5.05 Miles
Portion to be abandoned

Recommended by:

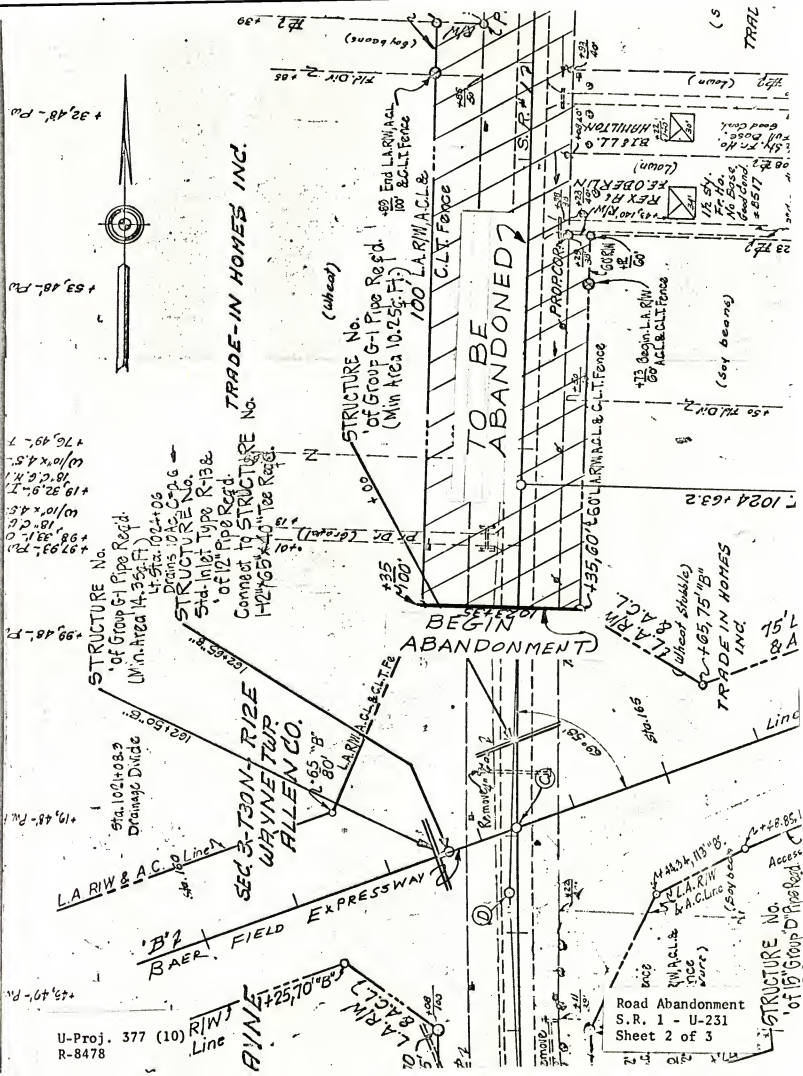
L. R. Boral
District Engineer

Date Dec. 8 1972

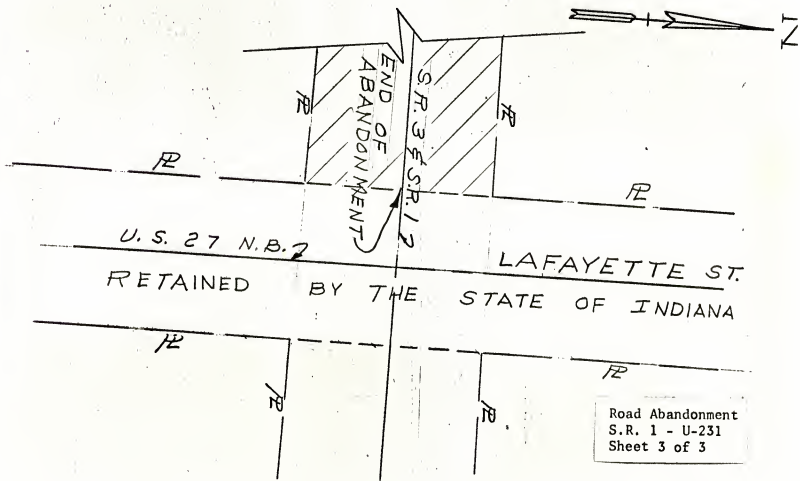
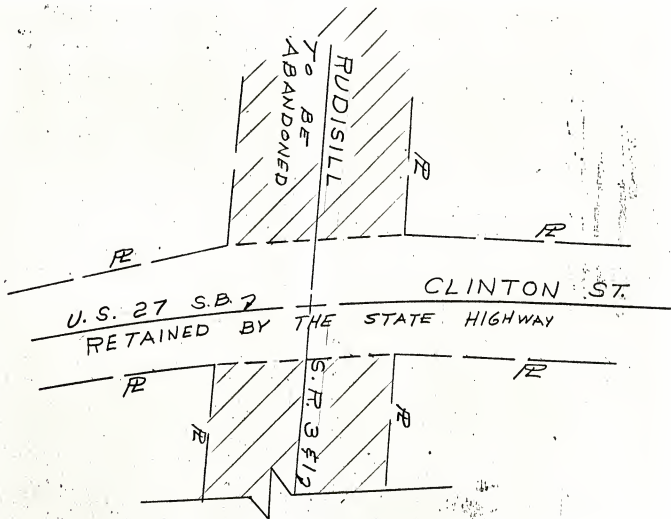
NOTE: In describing the location to be abandoned give station numbers as well as local description, when possible. Submit a sketch or drawing showing old and new locations. Also detail for intersections or other locations to show exact abandonment.



Road Abandonment
S.R. 1 - U-231
Sheet 1 of 3



Proj. No. 575 Sec. "C"
1936



Road Abandonment
S.R. 1 - U-231
Sheet 3 of 3

2109 Klug Drive
Fort Wayne, Indiana 46808
February 13, 1973

Mr. W. Moses, President and Councilmen
City Council
100 W. Main Street
Fort Wayne, Indiana

Subject: Communication from a citizen:

Dear Mr. Moses and Councilmen:

During the January " Council Meeting" when citizens remarks were invited I inquired on the status of the housing inspection bills. I was informed by the City Clerk, Mr. Westerman that these bills were in committee. Mr. John Huckles, chairman of this committee then stated that there would be no " hanky panky " on the passage of this law. He further added that there would be an opportunity for all interested citizens to be heard prior to passage of any bill into law.

We feel that these statements by Mr. Huckles were very important and therefore request that the council add these statements to the minutes of the Council Meeting's records.

Sincerely ,

INDIANA PROPERTY OWNERS ASSOCIATION

JOE DAEWELL
Vice President

JD/vy

MADE A MATTER OF RECORD
DATE 2/13/73 CHARLES W. WESTERMAN, CITY CLERK

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 13th day of February, 19 73; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 13th day of February, 19 73.

Charles W. Westerman
City Clerk

SEAL